



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Boreham, et al.

Serial No. 09/867,791

Filing Date: May 29, 2001

For: METHOD AND SYSTEM FOR
SHARING ENTRY ATTRIBUTES
IN A DIRECTORY SERVER
USING CLASS OF SERVICE

Examiner: Lu, Kuen S.

Art Unit: 2177

RECEIVED

FEB 04 2004

OFFICE OF PETITIONS

Hon. Assistant Commissioner for Patents
Washington, D.C. 20231

STATEMENT OF FACTS IN SUPPORT OF FILING ON BEHALF OF AN
UNAVAILABLE INVENTOR (37 C.F.R. § 1.47)

Dear Sir:

I, Cheryl A. Eichstaedt, pursuant to 37 C.F.R. 1.131, declare:

1. I called inventor Peter Rowley at 650 937-3251 and left him a phone message on November 18, 2003 but he did not return my phone call.
2. I emailed inventor Peter Rowley on December 15, 2003 but he did not respond. Exhibit A is offered as evidence.
3. I attempted to reach inventor Peter Rowley at his last know address. Exhibit B is offered as evidence.

Each person signing below hereby declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Executed at San Jose, CA on the date set forth below.
(city) (state)

Cheryl A. Eichstaedt Jan 27, 2004
Cheryl A. Eichstaedt

EXHIBIT A

Subject: Discuss prosecution of application that you are inventor on

Date: Monday, December 15, 2003 11:58 AM

From: Cheryl Eichstaedt <ceichstaedt@wmhpatents.com>

To: <peterrowley@aol.com>

Peter,

I am prosecuting two applications that you are an inventor on in behalf of Wagner Murabito and Hao. I need to talk to you about a few things. Please call me at 408 938-9060.

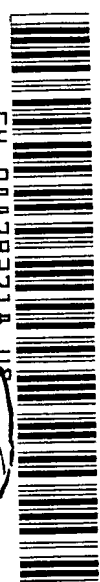
Thanks in advance, Cheryl Eichstaedt

XIHEWIELY URGENT

Please Rush To Addressee

Exhibit B

FOR PICKUP OR TRACKING CALL 1-800-222-1811



EV 088792718 US



Mailing Label
Label 11-F October 2001

UNDELIVERABLE AS ADDRESSED
FORWARDING AS ADDRESSED
EXPRESS EXPIRED
MAIL
Post Office To Addressee

ORIGIN (POSTAL USE ONLY)

PO ZIP Code **95123**

Date In **12-04** Time In **19-13**

☒ Next ☐ Flat Rate Envelope

☒ Registered ☐ Postage **21.05**

To **MTN VIEW** Military ☐ Int'l Alpha Country Code **94041** Premium Receipt For

Weight **2.67** lbs ozs **7**

No Delivery ☐ Acceptance Clerk Initials **A** Total Postage & Fees **21.05**

☐ Weekend ☐ Holiday

METHOD OF PAYMENT: **K950847**

Express Mail Corporate Acct. No.

DELIVERY (POSTAL USE ONLY)

Delivery Attempt

Mo.	Day	Time	Employee Signature
		AM PM	

Delivery Date **12-13** Time **11:00** AM PM

Employee Signature **L. W.**

No. **1** Day **13** AM PM

☐ **UNDELIVERABLE** Domestic Only: Additional merchandise insurance is void if merchandise is not insured. I wish delivery to be made without obtaining signature in secure location and I authorize delivery employee's signature constitutes valid proof of delivery.

☒ **NO DELIVERY** ☐ Holiday

Customer Signature

FROM: (PLEASE PRINT)

PHONE: _____

TO: (PLEASE PRINT)

PHONE: _____

Wagner, Mucabito & HAO LLP
2 N. Market St. 3rd Fl.
San Jose, CA 95113

Peter Rowley
2199 University Ave.
Mountain View, CA
94040

SUN-P5833

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